

Boyd, Jocelyn

227269

From: Adelaide Kline [tkline@dougallfirm.com]
Sent: Monday, December 13, 2010 3:06 PM
To: Boyd, Jocelyn; 'Edwards, Nanette'; Butler, David; michael@gshomes.gs; 'Maureen Swindall'; brubens@davidsontelecom.com; tjones@elauwitnetworks.com
Subject: Jacobs-Rabons PSC Docket No. 2010-351-C
Attachments: 20101213145641127.pdf

Re: Petition of the Office of Regulatory Staff for a Declaratory Order Against Jacobs-Rabons Communications, LLC and Fiber One Consulting, LLC Requiring Certification as a Telephone Utility
Docket No. 2010-351-C

Dear All,

Attached please find this law firm's letter to Jocelyn D. Boyd, Esquire, Chief Clerk and Administrator at the Public Service Commission of South Carolina, regarding the two recent agreements entered into by GS Jacobs Creek, LLC and Time Warner Cable which grants easement and the right to install their own system to Time Warner Cable to provide telecommunications services to the residents in the Jacobs Creek and Rabons Farms developments in Columbia, South Carolina. This letter will also be sent by regular mail to Ms. Boyd.

Please let me know if you have any questions.

Sincerely,

Adelaide D. (Tootsie) Kline
Attorney for Jacobs-Rabons Communications, LLC

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OF COUNSEL

December 13, 2010

BY EMAIL AND USPS

Ms. Jocelyn D. Boyd, Esquire
Chief Clerk and Administrator
Public Service Commission of South Carolina
Synergy Business Park, Saluda Building
101 Executive Center Drive
Columbia, SC 29210

Re: Petition of the Office of Regulatory Staff for a Declaratory Order Against
Jacobs-Rabons Communications, LLC and Fiber One Consulting, LLC
Requiring Certification as a Telephone Utility
Docket No. 2010-351-C

Dear Ms. Boyd:

I am writing on behalf of Jacobs-Rabons Communications, LLC regarding the above-referenced Petition and Rule to Show Cause docket. This law firm represents Jacobs-Rabons Communications, LLC in this matter.

We have been notified by our client Jacobs-Rabons Communications, LLC ("Jacobs-Rabons") that the developer/company that owns Jacobs-Rabons (GS Jacobs Creek, LLC) has entered into two Preferred Provider and Marketing Agreements with Time Warner Entertainment/Advance-Newhouse Partnership d/b/a Time Warner Cable ("TWC") that grant "TWC" the right to access and install their own system to provide multi-channel video, high-speed data, phone and other services over its system in the two residential developments known as Jacobs Creek and Rabons Farms in Richland County, Columbia, South Carolina.

Notice of these two transactions that were executed on November 24, 2010, and copies of the two above-mentioned agreements have been provided to Nanette S. Edwards, Chief Counsel and Director of Legal Services of the Office of Regulatory Staff, which brought the above-referenced Petition.

I am further informed that TWC is currently in the process of engineering and overlaying the system. This transition is expected to be accomplished within the next ninety (90) days. At that time, TWC will be providing telecommunications services to the residents in Jacobs Creek and Rabons Farms and the Jacobs-Rabons Communications, LLC entity will no longer be in existence.

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Public Service Commission of South Carolina
Jocelyn Boyd
December 13, 2010

In light of these recent developments and because TWC will be taking over as the provider of telecommunications services in these two residential developments, no certificate of public convenience and necessity needs to be sought by Jacobs-Rabons. I therefore request that this Petition against Jacobs-Rabons be dismissed.

Thank you for your kind attention to this matter. Please call if you have any questions.

Sincerely,

LAW OFFICE OF THOMAS DOUGALL

Adelaide D. Kline

Adelaide D. Kline

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cc: Michael Nieri, Great Southern Homes